IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Civil Misc. Writ Petition No. 1543 (M/S) of 2001.
(Old No. 36713 of 1999)

U.P. Jal Nigam through Executive
Engineer, U.P. Jal Nigam, Kashipur,
District-Udham Singh Nagar. ....Petitioner

Versus

Gokul Singh another. ..... Respondents

.....

Hon'ble P.C. Verma, J.

This petition has been filed by the petitioner U.P.Jal Nigam challengeing the award dated 28th September, 1998 made by the Labour Court in Adjudication Case No. 58 of 1997. The reference was made by the Government under Sec. 4-K of the U.P. Industrial Disputes Act in the following terms:-

> Whether the termination of service of workman Gokul Singh S/o Puran Singh from 03.10.1993 by the their employers-U.P.Jal Nigam was illegal and unjustified? If so, to what relief the workman is entitled?

This was registered as Adjudication Case No. 58 of 1997. Notices were issued to the parties and after submitting their written statements, the parties led their evidence documentary as well as oral. The employer did not lead any oral evidence. The witnesses were examined on behalf of the workman-respondent. After considering the entire pleading on record, the Labour court has recorded a finding of fact that there was total non-compliance of

Provisions of Section 6-N of the U.P. Industrial Disputes Act. This finding has been recorded after recording a finding that the respondent-workman was appointed on the post of Chowkidar in the year 1988 and his services were terminated on 03.10.1993. I do not find any illegality infirmity or perversity in the order made by the Labour court.

Therefore, the petition is devoid of merits and is hereby dismissed.

(P.C. Verma, J)

05.09.2003
P.Singh